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PTO/SB/21 (05-03)

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| <h1 style="text-align: center;">TRANSMITTAL FORM</h1> <p style="text-align: center;">(to be used for all correspondence after initial filing)</p> | | Application Number | 10/613,761 | | | |
| | | Filing Date | July 2, 2003 | | | |
| | | First Named Inventor | AKLOG, LISHAN | | | |
| | | Group Art Unit | 3738 | | | |
| | | Examiner Name | PREBILIC, PAUL B. | | | |
| Total Number of Pages in This Submission | | Attorney Docket Number | FLEX-001 | | | |
| ENCLOSURES (check all that apply) | | | | | | |
| <table border="0" style="width: 100%;"> <tr> <td style="vertical-align: top; width: 33%;"> <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Documents <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 </td> <td style="vertical-align: top; width: 33%;"> <input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) </td> <td style="vertical-align: top; width: 33%;"> <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Response To Restriction Requirement; postcard </td> </tr> </table> | | | | <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Documents <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) | <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Response To Restriction Requirement; postcard |
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| Remarks | | | | | | |
| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | | | | | | |
| Signing Attorney/Agent (Reg. No.) | CAROL M. LASALLE, 39,740 BOZICEVIC, FIELD & FRANCIS, LLP | | | | | |
| Signature | | | | | | |
| Date | December 17, 2004 | | | | | |

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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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|--|------------------|-------------------|
| RESPONSE TO RESTRICTION REQUIREMENT Address to: Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 | Docket No. | FLEX-001 |
| | Application No. | 10/613,761 |
| | Confirmation No. | 7167 |
| | Filing Date | July 2, 2003 |
| | Examiner | PREBILIC, PAUL B. |
| | Group Art Unit | 3738 |

Sir:

This communication is submitted in response to the Restriction Requirement dated November 18, 2004. A one-month period of response was given making this response timely filed.

In the communication, the Examiner required election of one of the following groups of claims:

- Group I: Claims 1-32 and 45-57, drawn to a device;
- Group II: Claims 33-40 and 58-62, drawn to a method of repairing; or
- Group III: Claims 41-44, drawn to a kit.

The Applicants hereby elect to prosecute the claims of Group I, claims 1-32 and 45-57 with traverse. As stated in the MPEP §803, if search and examination of an entire application can be made without serious burden, the examiner must examine the entire application on the merits, even though the entire application includes claims to independent or distinct inventions. It is the Applicants' position that it would not be unduly burdensome to perform a search on all of the claims together in the present application. Accordingly, the Applicants traverse the restriction requirement as to the claims.

Also in the communication, the Examiner required election of one of the following species of the claimed invention:

- A) Figure 2A
- B) Figure 3A
- C) Figure 3B
- D) Figure 3C
- E) Figure 3D
- F) Figure 4A
- G) Figure 4B

- H) Figure 4C
- I) Figure 4D
- J) Figure 5A
- K) Figure 5B
- L) Figure 5C
- M) Figure 5D
- N) Figure 6A
- O) Figure 6B

The Applicants hereby elect species represented by Fig. 3D with traverse. Claims 1-17, 20, 24, 27, 28, 45-49, 51-53 and 55-57 are believed to read on the subject matter of Fig. 3D.


The Applicants expressly reserve the right under 35 USC §121 to file a divisional application directed to the non-elected subject matter or any subject matter disclosed in this application during the pendency of this application.

The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 which may be required by this paper, or to credit any overpayment, to Deposit Account No. 50-0815, order number FLEX-001.

Respectfully submitted,

BOZICEVIC, FIELD & FRANCIS LLP

Date: 12/17/04

By: 

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